

CITY COUNCIL, CITY OF LODI
COUNCIL CHAMBER, CITY HALL
OCTOBER 1, 1958

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. of Wednesday, October 1, 1958; Councilmen Brown, Culbertson, Mitchell, Robinson and Katzakian (Mayor) present; none absent. Also present: Administrative Assistant Brown and Planning Director Rodgers; absent: City Manager Graves and City Attorney Mullen.

MINUTES

Minutes of September 17, 1958, were approved as written and mailed on motion of Councilman Brown, Mitchell second, after correction in paragraph entitled "Stop Sign Res. No. 2170 Adopted" by changing the word "south" to "north".

PUBLIC HEARINGS

WM. NATHAN Mr. William Nathan, 603 North Cherokee Lane, requested time to be heard at the Council meeting of October 15 on the matter of interpretation of the Building Code, stating he wished to be represented by legal counsel. Mayor Katzakian informed Mr. Nathan that any citizen has a right to be heard and that the matter would be scheduled for public hearing on October 15.

LLOYD PATTON Mr. Lloyd Patton of the Richfield Oil Company asked to be heard in regard to the service station operated by Riney Bender on the parking lot site at the southeast corner of Church and Pine Streets. It was noted that the matter was coming up under Reports of the City Manager and the Council agreed to consider it at this time.

REPORTS OF THE CITY MANAGER

ACTION POST- Administrative Assistant Brown submitted specifications for the removal of the service station
PONED ON SERV. On the southeast corner of Church and Pine Streets
STATION REMOVAL
PARKING DIST. and stated that call for bids would need to be authorized at this meeting if the work is to be completed on this parking lot in time for operation by Thanksgiving. He stated, however, that Mr. Riney Bender, operator of the station, was requesting a further extension of four months on his lease, having previously been given a two-weeks' extension to October 15; such extension would prevent the parking lot from being made available for the Christmas shopping season. Mr. Bender was willing to pay \$100 a month for extension of his lease in addition to what he is presently paying, which would make a total of over \$200 a month. According to Mr. Bender, the merchants in the Parking District would be satisfied if the "Hole in the Ground", the lot on Pine Street owned by the Farmers and Merchants Bank, would be available for parking during the month of December in lieu of the lot occupied by the service station. Mr. Bender had contacted

the Bank in regard to leasing its lot, but the Bank was unwilling to lease the lot to him; however, the Bank was willing to lease it to the City for \$100 for the month of December. The Mayor stated that the City had an obligation to complete the parking lots as soon as possible and it could not provide parking in competition with the District. Mr. Patton stated that it would work an extreme hardship on Mr. Bender if he had to give up the service station at this time as the Richfield Oil Company had just obtained a suitable site for a station and facilities still had to be constructed. Mr. Patton asked the Council to postpone action until an opinion could be obtained from the Parking District's bonding attorneys. He said that, if necessary, he would be willing to reimburse \$100 to the City for the rental of the Bank's lot. Councilman Brown moved, Robinson second, that the matter be postponed until October 15 in order to have time to get a legal opinion. The motion passed by the following vote:

AYES: Councilmen - Brown, Culbertson, Mitchell and Robinson

NOES: Councilmen - Katzakian

PLANNING COMMISSION

CAPELL MANOR The final map of Capell Manor, having been postponed from the meeting of September 17, was brought up for action. It was noted that at the Council meeting of June 11, 1958, the Council had agreed it would approve the final map of Capell Manor providing it was the same as the tentative map which shows St. Claire Drive through to Hutchins Street. Mr. Capell now intended to submit the map in two sections and the map presently submitted was the first unit. He was unable to submit the second unit until he had acquired property which was needed for the completion of St. Claire Drive, and was having difficulty in obtaining this property. Some members of the Council felt that if this map were approved, the City had no assurance that St. Claire Drive would go through. Councilman Robinson moved, Mitchell second, that the map be rejected until it conforms with the tentative map. The motion passed by the following vote:

AYES: Councilmen - Culbertson, Mitchell and Robinson

NOES: Councilmen - Brown and Katzakian

COMMUNICATIONS

RECREATION DEPARTMENT COMMENDED

Letter from Mr. C. S. Jackson, Secretary-Manager of the Lodi Grape Festival and National Wine Show, commending Recreation Director Ed DeBenedetti and his staff for the fine job done with the Physical Fitness Program.

ED WERNER
MFG. CO.

Letter from Mr. Ed Werner stating his difficulties in selling his present manufacturing site and finding a new location and stating that the Council's order for him to discontinue painting operations would result in hardship. Councilman Culbertson moved, Robinson second, that a letter be written to Mr. Werner informing him that the Council's opinion of April 16, 1958 had not changed and that the painting operations were to cease by October 16, 1958. The motion carried unanimously.

REPORTS OF THE CITY MANAGER (continued)

COUNTY TO USE
STORM DRAIN

A request was received from the County of San Joaquin for use of the City's storm drain at Lower Sacramento Road and Kettleman Lane (State Route 12). The Director of Public Works feels that no problem will be created by such use. Councilman Robinson moved, Culbertson second, that the request be granted with the provision for 90-day cancellation notice. Motion carried.

SPECS FOR
AUDIT

Specifications for the annual audit were approved on motion of Councilman Mitchell, Brown second, and call for bids authorized.

CROSSWALKS
RES. 2173
ADOPTED

A request has been received from the principal of the George Washington School for school crosswalks at the intersections of Fairmont Avenue and Crescent Avenue with Holly Drive. The Engineering Department also recommends that crosswalks be installed at the intersections of Sunset Drive and Costa Drive with Holly Drive. On motion of Councilman Culbertson, Mitchell second, the Council adopted Resolution No. 2173 establishing the above mentioned crosswalks.

LEVEE
CONTRACT
EXTENDED

The Director of Public Works recommends that an extension of time on the contract of J. W. Richards for the Laurel Avenue levee be granted since the borrow area is too wet to complete the job. On motion of Councilman Mitchell, Brown second, the Council extended the Richards' contract to January 1, 1959.

WITHDRAW
BECKER ADDN.
FROM FIRE DIST.
RES. NO. 2174
ADOPTED

The Administrative Assistant stated that the annexation of the Becker Addition had been completed and it was in order to withdraw it from the Woodbridge Fire District. The City Council adopted Resolution No. 2174 withdrawing the Becker Addition from the Woodbridge Rural County Fire Protection District on motion of Councilman Brown, Culbertson second.

RABIES
VACCINATION
ORD. NO. 627
INTRODUCED

The Administrative Assistant reported that State law required that all dogs four months of age or over in a rabies area be given anti-rabies vaccination and that since San Joaquin County had been declared a rabies area, it was necessary to amend the pound ordinance in order to comply with State law. There was some questions as to the advisability of vaccinating dogs that were under six months of age. On motion of Councilman Robinson, Culbertson second, the Council

introduced Ordinance No. 627, amending Ordinance No. 297 by requiring anti-rabies shots for dogs four months of age or over and requiring the Health District to provide vaccination clinics, by reading of the ordinance in full, by the following vote:

AYES: Councilmen - Brown, Culbertson, Mitchell,
and Robinson

NOES: Councilmen - Katzakian

CLARIFIER
CONTRACT
EXTENDED

Administrative Assistant Brown stated that construction of the Secondary Clarifier was completed with the exception of one pipe fitting which has not arrived and that the completion date was October 2. The Director of Public Works recommended that an extension be granted. On motion of Councilman Brown, Mitchell second, the completion date on the contract was extended for two weeks.

The City Council adjourned at 9:40 p.m.

ATTEST:  BEATRICE GARIBALDI
City Clerk